

REMARKS

Claims 68-91 are pending in the present application. Claims 68 and 90 are amended without introduction of new matter. Support for the amended language is evident from the discussion below. Applicant's reserve the right to pursue the original claims and other claims in this and other applications.

In the outstanding Office Action, claims 68, 69, 90 and 91 stand rejected under 35 U.S.C. 102(e) as anticipated by Mandelman (US Patent No. 6,097,070). That rejection is respectfully traversed.

In an Amendment responding to the prior Office Action dated June 16, 2005, independent claims 68 and 90 were amended to recite, *inter alia*, "wherein said first gate dielectric, first type conductive gate region, second gate dielectric, and second type conductive gate region are wholly between said source and drain regions." In regards to the above claim language, the outstanding Office Action remarks:

Given the broadest, reasonable interpretation, the claim language "wholly between," as recited in claims 68 and 90, is interpreted to mean that the first gate dielectric, the first type conductive gate region, the second gate dielectric, and the second type conductive gate region are required to at least completely cover the portion of the substrate between the source and drain regions 21. However, the claim language does not preclude overlapping of the source and drain regions, as shown in fig. 2 of the Mandelman et al. patent reference.

(Office Action, August 11, 2006, pages 3-4, fn. 3). In view of the above comments, independent claims 68 and 90 are now further amended to recite "wherein all portions of the said first gate dielectric, first type conductive gate region, second gate dielectric, and second type conductive gate region are wholly between said source and drain regions." Claims 69 and 91 depend from claims 68 and 90, respectively.

In view of a telephone discussion between Examiner Thomas and Applicant's representative on November 7, 2006, the above Amendment is believed to address the examiner's comments. Accordingly, Applicant respectfully requests that the rejection of claims 68, 69, 90 and 91 under 35 USC 102(e) as anticipated by Mandelman be withdrawn.

In view of the above Amendment, Applicant believes the pending application is in condition for allowance.

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Respectfully submitted,

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